

Appln. No. 10/619,024  
Amendment dated September 23, 2005  
Reply to Office Action mailed June 23, 2005

### REMARKS

Reconsideration is respectfully requested.

Claims 1 through 12 remain in this application. No claims have been cancelled or withdrawn. Claims 13 through 17 have been added.

Claims 1 through 12 have been rejected under 35 U.S.C. §102(b) as being anticipated by Santelli et al.

Claim 1, particularly as amended, requires "wherein each said member of said pair of forms includes an outer perimeter edge and an inner perimeter edge defining a cut-out area" and "wherein a shape of the outer perimeter edge of each said member substantially corresponds to a shape of the inner perimeter edge of each said member". Claim 8 includes similar requirements. This feature of the invention, as shown in the drawings, is submitted to make the members more easily flexible to follow the contours of the face of the user, compared to, for example, devices that have varying widths between inner and outer edges so that some portions of the devices are more difficult to bend than other portions.

It is submitted that the Santelli patent would not lead one of ordinary skill in the art to the applicant's claimed invention as defined in claims 1 and 8, especially with the requirements set forth above, and therefore it is submitted that claims 1 and 8 are allowable over the prior art. Further, claims 2 through 7 and 9 through 12, which depend from claims 1 and 8 respectively, also include the requirements discussed above and therefore are also submitted to be in condition for allowance.

Withdrawal of the §102(b) rejection of claims 1 through 12 is therefore respectfully requested.

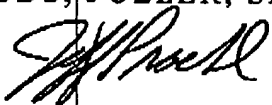
Appln. No. 10/619,024  
Amendment dated September 23, 2005  
Reply to Office Action mailed June 23, 2005

**CONCLUSION**

In light of the foregoing amendments and remarks, early reconsideration and allowance of this application are most courteously solicited.

Respectfully submitted,

WOODS, FULLER, SHULTZ & SMITH P.C.



Date:

Sept. 23, 2005

Jeffrey A. Proehl (Reg. No. 35,987)  
Customer No. 40,158  
P.O. Box 5027  
Sioux Falls, SD 57117-5027  
(605)336-3890 FAX (605)339-3357

**BEST AVAILABLE COPY**